IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 1ST JANUARY 2007 / 11TH AGRAHAYANA

Bail Appl..No. 7688 of 2006()

Crime No.225/06 of Kottarakkara Excise Range

PETITIONER/ACCUSED NO.1

SUGATHAN, AGED 44 YEARS, S/O. GOPALAN,
MOOZHIYIL VEEDU, ANAKOTTOOR MURI,
NEDUVATHOOR VILLAGE, KOTTARAKKARA,
KOLLAM DISTRICT.

BY ADV. SRI.S.BIJU (KIZHAKKANELA)

RESPONDENT:

THE STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM, THROUGH THE
EXCISE INSPECTOR, KOTTARAKKARA EXCISE RANGE.

BY
PUBLIC PROSECUTOR SHRI. A.S. SIVAKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 01/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Bail Application NO.7688 of 2006

Dated this the 1st day of January, 2007

O R D E R

Petitioner,who is the accused in Crime No.225 of 2006 of Kottarakkara Excise Range for offences punishable under Section 8(i) and (ii) of the Abkari Act for allegedly having been found in possession of three litres of illicit arrack on 17.12.2006 and who was arrested on the same day, seeks his enlargement on bail.

2. The learned Public Prosecutor opposed the application submitting inter alia that the petitioner is an accused in another crime involving similar offences.,

3. I am not satisfied that both the grounds enumerated under Clause (b)(ii) of Sec. 41 A of the Abkari Act are present in this case so as to justify the release of the petitioners on bail.

This Application is accordingly dismissed.

V.RAMKUMAR,
JUDGE.

ess 1/1